

**Calendar No. 516**

103D CONGRESS  
2D SESSION

**H. R. 4429**

**AN ACT**

To authorize the transfer of naval vessels to certain foreign countries.

JULY 13 (legislative day, JULY 11), 1994

Reported with amendments

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103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION**H. R. 4429**

## IN THE SENATE OF THE UNITED STATES

MAY 25 (legislative day, MAY 16), 1994

Received; read twice and referred to the Committee on Armed Services

JULY 13 (legislative day, JULY 11), 1994

Reported by Mr. NUNN, with amendments

[Omit the part struck through and insert the part printed in italic]

**AN ACT**

To authorize the transfer of naval vessels to certain foreign countries.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AUTHORITY TO TRANSFER NAVAL VESSELS TO**  
4 **CERTAIN FOREIGN COUNTRIES.**

5 ~~(a) ARGENTINA.~~—The Secretary of the Navy is au-  
6 thorized to transfer to the Government of Argentina the  
7 “NEWPORT” class tank landing ship LA MOURE  
8 COUNTY (LST 1194). Such transfer shall be on a lease

1 basis under chapter 6 of the Arms Export Control Act  
2 (~~22 U.S.C. 2796 and following~~).

3 ~~(b) AUSTRALIA.—The~~ (a) *AUSTRALIA.—Subject to*  
4 *section 6, the* Secretary of the Navy is authorized to trans-  
5 fer to the Government of Australia the “NEWPORT”  
6 class tank landing ships SAGINAW (LST 1188) and  
7 FAIRFAX COUNTY (LST 1193). Such transfers shall  
8 be on a sales basis under section 21 of the Arms Export  
9 Control Act (22 U.S.C. 2761; relating to the foreign mili-  
10 tary sales program).

11 ~~(c) BRAZIL.—The~~ (b) *BRAZIL.—Subject to section 6,*  
12 *the* Secretary of the Navy is authorized to transfer to the  
13 Government of Brazil the “NEWPORT” class tank land-  
14 ing ship CAYUGA (LST 1186) and the “KNOX” class  
15 frigates MILLER (FF 1091) and VALDEZ (FF 1096).  
16 Such transfers shall be on a lease basis under chapter 6  
17 of the Arms Export Control Act (22 U.S.C. 2796 and fol-  
18 lowing).

19 ~~(d) CHILE.—The~~ Secretary of the Navy is authorized  
20 to transfer to the Government of Chile the “NEWPORT”  
21 class tank landing ships FREDERICK (LST 1184) and  
22 SAN BERNARDINO (LST 1189). Such transfers shall  
23 be on a lease basis under chapter 6 of the Arms Export  
24 Control Act (~~22 U.S.C. 2796 and following~~).

1       ~~(e) MALAYSIA.~~—The Secretary of the Navy is author-  
 2 ized to transfer to the Government of Malaysia the  
 3 “NEWPORT” class tank landing ship SPARTANBURG  
 4 COUNTY (LST 1192). Such transfer shall be on a lease  
 5 basis under chapter 6 of the Arms Export Control Act  
 6 ~~(22 U.S.C. 2796 and following).~~

7       ~~(f) MOROCCO.~~—~~The~~ *(c) MOROCCO.*—*Subject to section*  
 8 *6,* the Secretary of the Navy is authorized to transfer to  
 9 the Government of Morocco the “NEWPORT” class tank  
 10 landing ship BRISTOL COUNTY (LST 1198). Such  
 11 transfer shall be on a grant basis under section 516 of  
 12 the Foreign Assistance Act of 1961 (22 U.S.C. 2321j; re-  
 13 lating to transfers of excess defense articles).

14       ~~(g) SPAIN.~~—~~The~~ *(d) SPAIN.*—*Subject to section 6,* the  
 15 Secretary of the Navy is authorized to transfer to the Gov-  
 16 ernment of Spain the “NEWPORT” class tank landing  
 17 ships HARLAN COUNTY ~~(LST 1196)~~ and ship  
 18 BARNSTABLE COUNTY (LST 1197). Such ~~transfers~~  
 19 *transfer* shall be on a lease basis under chapter 6 of the  
 20 Arms Export Control Act (22 U.S.C. 2796 and following).

21       ~~(h) TAIWAN.~~—The Secretary of the Navy is author-  
 22 ized to transfer to the Coordination Council for North  
 23 American Affairs (which is the Taiwan instrumentality  
 24 designated pursuant to section 10(a) of the Taiwan Rela-  
 25 tions Act) the “NEWPORT” class tank landing ships

1 SCHENECTADY (LST 1185), BOULDER (LST 1190),  
2 and RACINE (LST 1191). Such transfers shall be on a  
3 lease basis under chapter 6 of the Arms Export Control  
4 Act (22 U.S.C. 2796 and following).

5 (i) VENEZUELA.—The Secretary of the Navy is au-  
6 thorized to transfer to the Government of Venezuela the  
7 “NEWPORT” class tank landing ships PEORIA (LST  
8 1183 and TUSCALOOSA (LST 1187). Such transfers  
9 shall be on a lease basis under chapter 6 of the Arms Ex-  
10 port Control Act (22 U.S.C. 2796 and following).

11 **SEC. 2. WAIVER OF REQUIREMENTS FOR NOTIFICATION TO**  
12 **CONGRESS.**

13 The following provisions do not apply with respect to  
14 the transfers authorized by this Act:

15 (1) In case of a grant under section 516 of the  
16 Foreign Assistance Act of 1961, subsection (c) of  
17 that section and any similar provision *of law*.

18 (2) In the case of a sale under section 21 of the  
19 Arms Export Control Act, section 525 of the For-  
20 eign Operations, Export Financing, and Related  
21 Programs Appropriations Act, 1994 (Public Law  
22 103–87) and any similar, successor provision *of law*.

23 (3) In the case of a lease under section 61 of  
24 the Arms Export Control Act, section 62 of that Act

1 (except that section 62 of that Act shall apply to any  
2 renewal of the lease).

3 **SEC. 3. COSTS OF TRANSFERS.**

4 Any expense of the United States in connection with  
5 a transfer authorized by this Act shall be charged to the  
6 recipient.

7 **SEC. 4. EXPIRATION OF AUTHORITY.**

8 The authority granted by section 1 of this Act shall  
9 expire at the end of the 2-year period beginning on the  
10 date of the enactment of this Act, except that leases en-  
11 tered into during that period under section 1 may be re-  
12 newed.

13 **SEC. 5. REPAIR AND REFURBISHMENT OF VESSELS IN THE**  
14 **UNITED STATES.**

15 It is the sense of the Congress that the Secretary of  
16 the Navy should request that each country to which a  
17 naval vessel is transferred under this Act have such repair  
18 or refurbishment of the vessel as is needed, before the ves-  
19 sel joins the naval forces of that country, performed at  
20 shipyards located in the United States, including United  
21 States navy shipyards.

22 **SEC. 6. CONDITION FOR TRANSFER.**

23 *No vessel may be transferred under this Act or any*  
24 *other provision of law until the Secretary of Defense cer-*  
25 *tifies in writing to Congress that, after the transfer—*

11 ***SEC. 7. USE OF PROCEEDS.***

Passed the House of Representatives May 23, 1994.

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